

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE:

VITAMINS ANTITRUST LITIGATION

THIS DOCUMENT RELATES TO:

BLUE SEAL FEEDS, INC., et al., v.
AKZO NOBEL INC., et al.,

CIVIL ACTION NO. 99-CV-3226 (C.D. ILL)

M.D.L. No. 1285

Misc. No. 99-0197 (TFH)

Docket No. 99-2683 (TFH)

FILED

MAR 16 2001

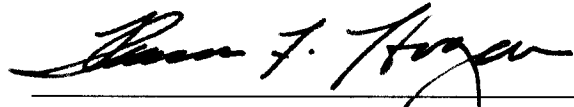
NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

**PROPOSED ORDER OF DISMISSAL
WITHOUT PREJUDICE OF CLAIMS OF PLAINTIFF BETTENCOURT DAIRY**

AND NOW, this 16 day of March, 2001, upon consideration of the foregoing Stipulation of Plaintiff Bettencourt Dairy ("Plaintiff") and Defendants in the above-captioned case, it is hereby

ORDERED, that the foregoing Stipulation to dismiss, without prejudice, all claims of Plaintiff against all defendants in the above-captioned case be and the same is Approved. In the event Bettencourt Dairy, at a later date, brings claims under the Sherman Act for either injunctive relief or damages allegedly arising out of the price-fixing conspiracies alleged in cases included in MDL 1285, it agrees (1) that it will continue to be bound by the terms of the Stipulation and Order Regarding Personal Jurisdiction and Re-Filing of Actions (D.C.) entered by Judge Hogan January 26, 2001, (2) that it will not seek any additional discovery beyond that provided in the MDL litigation, (3) that it will seek access to such MDL discovery only from counsel for plaintiffs in the MDL litigation, and (4) that it will comply with discovery requests previously directed at plaintiffs within 20 days of filing its claim.

Accordingly, the claims in the above-captioned case of Plaintiff against Defendants be and the same are hereby dismissed without prejudice, to the extent set forth above. This Order is without prejudice to Plaintiff's claims against any other defendants or alleged co-conspirators in the above-captioned case.


United States District Judge

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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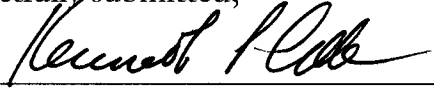
**STIPULATION OF DISMISSAL WITHOUT PREJUDICE OF CLAIMS OF
PLAINTIFF BETTENCOURT DAIRY AGAINST DEFENDANTS**

Pursuant to Federal Rule of Civil Procedure 41(a), it is hereby stipulated and agreed that all claims of Plaintiff Bettencourt Dairy are dismissed without prejudice as against all defendants in the above-captioned case. In the event Bettencourt Dairy, at a later date, brings claims under the Sherman Act for either injunctive relief or damages allegedly arising out of the price-fixing conspiracies alleged in cases included in MDL 1285, it agrees (1) to continue to be bound by the terms of the Stipulation and Order Regarding Personal Jurisdiction and Re-Filing of Actions (D.C.) entered by Judge Hogan January 26, 2001, (2) that it will not seek any additional discovery beyond that provided in the MDL litigation, (3) that it will seek access to such MDL discovery only from counsel for plaintiffs in the MDL litigation, and (4) that it will comply with discovery requests previously directed at plaintiffs within 20 days of filing its claim.

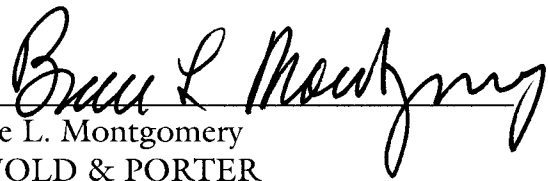
A proposed Order of Dismissal Without Prejudice accompanies this Stipulation as Exhibit 1.

Date: March 12, 2001

Respectfully submitted,

By: 

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On behalf of All Defendants in the Above-Captioned Case